

**MINUTES OF THE
TRANSPORTATION & ENVIRONMENTAL QUALITY
APPROPRIATIONS SUBCOMMITTEE
Room 414/416, State Capitol
Wednesday, January 29, 2003**

MEMBERS PRESENT: Sen. Dan Eastman, Co-Chair
Rep. Don E. Bush, Co-Chair
Sen. Dave Thomas
Rep. Neil A. Hansen
Rep. Ann W. Hardy
Rep. Neal B. Hendrickson
Rep. Todd E. Kiser
Rep. Joseph G. Murray
Rep. Merlynn T. Newbold

MEMBERS ABSENT: Sen. Mike Dmitrich
Sen. Michael Waddoups
Rep. Jeff Alexander

STAFF PRESENT: Mark C. Bleazard, Fiscal Analyst
Rachel Error, Committee Secretary

Chair Bush called the meeting to order at 2:15 p.m.

MOTION: Rep. Hendrickson moved to approve the minutes of the January 27, 2003 meeting.
The motion passed unanimously.

The Department of Environmental Quality

Dianne Nielson, Executive Director of the Department of Environmental Quality, introduced proposed intent language. It would authorize the Department to use the funding earmarked within the Hazardous Substance Mitigation Fund for Sharon Steel, Midvale Slag State Match to be used for state matching dollars with any Superfund site.

Ms. Nielson presented proposed changes in the fee schedule.

A diagram illustrating the revenues that fund the Environmental Quality Restricted Account and the ways in which that money is appropriated was presented. Ms. Nielson expressed concern because it appears they will be 2 million short in this account for FY04. She discussed the Department's plan to compensate for the shortage in funding which included appropriating no new money to the Hazardous Substance Mitigation Fund or to the Department of Public Safety.

Ms. Nielson responded to questions from the committee members. She was assisted by Brent Bradford, Deputy Director of the Department of Environmental Quality.

The Analyst responded to questions from committee members.

MOTION: Rep. Hendrickson moved to adopt the fee list as amended and to adopt the following intent language:

It is the intent of the Legislature that funding currently earmarked within the Hazardous Substance Mitigation Fund for Sharon Steel, Midvale Slag State Match be authorized for use by the Department or match for other sites required to have state match under federal Comprehensive Environmental Response, Compensation, and Liability Act (Superfund) and in accordance with the provisions of Section 19-6-307(c) Utah Code Annotated.

The motion passed unanimously, with Rep. Kiser absent for the vote.

MOTION: Sen. Eastman moved that the committee tentatively recommend \$40,423,300 for DEQ in FY04 and adopt the following intent statements:

It is the intent of the Legislature that any unexpended funds in the Air Operating Permit Program are non-lapsing and authorized for use in the Operating Permit Program in FY 2004 to reduce emission fees.

It is the intent of the Legislature that any unexpended Groundwater Permit Administration fees are non-lapsing and authorized for use in the Groundwater Permit Administration Program in the following fiscal year to reduce the fees charged.

The motion passed unanimously, with Rep. Kiser absent for the vote.

MOTION: Rep. Hendrickson moved to adjourn the meeting. The motion passed unanimously, with Rep. Kiser absent for the vote.

Chair Bush adjourned the meeting at 3:00 p.m.

Rep. Don E. Bush, Co-Chair

Sen. Dan Eastman, Co-Chair